

Sarah Nielsen

From: Sarah Nielsen
Sent: Friday, August 3, 2018 2:28 PM
To: josephhenry929@bellsouth.net; 'robersonlawfirm@sc.rr.com'
Cc: Thad Westbrook; dwalker@rogerslewis.com; Meredith Keane; Pamela Baker (pbaker@rogerslewis.com)
Subject: CitiMortgage, Inc. v. John Mitchem III, et al--appeal transcripts

Mr. Henry and Mr. Roberson,

We are in receipt of your recent correspondence to the South Carolina Court of Appeals and Court Administration in relation to the transcripts of proceedings in *CitiMortgage, Inc. v. John Mitchem III, et al.*, and we are writing to address the same.

In your July 2, 2018 letter, you state that “during the entire proceeding before Judge Strickland, we continually complained about not having a Court Reporter to take the testimony and arguments of the court proceedings.” Based on our recollection of the proceedings, these complaints were not made and could not have been made because a court reporter was present during the three hearings that took place before entry of the judgment of foreclosure and sale. Specifically, Wanda K. Ceil with A. William Roberts, Jr. & Associates was the court reporter present for the April 19, 2017 hearing, Amy R. Cope with A. William Roberts, Jr. & Associates was the court reporter present for the June 29, 2017 hearing, and Sarah E. Young with A. Williams Roberts, Jr. & Associates was the court reporter for the final merits hearing on November 7, 2017.

Despite the contentions in your letter, we are unaware of any conduct by Judge Strickland that would have prevented you from timely ordering the transcripts.

Thank you,
Sarah



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THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas

Joseph M. Strickland, Circuit Court Judge

Case No. 2018-00106

RECEIVED

AUG 29 2018

SC Court of Appeals

CitiMortgage, Inc.,..... Respondent,

v.

Satara Lopez and Francisco Lopez, Appellants.

PROOF OF SERVICE

I, the undersigned Administrative Assistant of the law offices of Nelson Mullins Riley & Scarborough LLP, attorneys for Respondent, do hereby certify that I have served all counsel in this action with a copy of the pleading(s) hereinbelow specified by mailing a copy of the same by United States Mail, postage prepaid, to the following address(es):

Pleadings:

Exhibit 1 to Return in Opposition to Request for Permission to Order Transcript Out of Time

Counsel Served:

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Kim R. Smith

Kim R. Smith
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August 29, 2018



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August 29, 2018

Hand Delivered

The Honorable Jenny Abbott Kitchings
Clerk of Court
SC Court of Appeals
1220 Senate Street
Columbia, SC 29201

RECEIVED
AUG 29 2018
SC Court of Appeals

RE: CitiMortgage, Inc. v. Satara Lopez and Francisco Lopez
Case No. 2018-00106
Our File No. 026019/01875

Dear Ms. Kitchings:

On August 27, 2018, CitiMortgage, Inc. filed a Return in Opposition to Request for Permission to Order Transcript Out of Time in the above-referenced matter. The enclosed Exhibit 1 was inadvertently excluded from the Return. We are, therefore, enclosing an original and 7 copies herewith to be filed and included as part of the Return. Please file the original and return one copy via our courier. We are also serving a copy of Exhibit 1 on counsel of record as indicated in the enclosed proof of service.

We very much appreciate your attention to this matter. Should you have any questions, please let us know.

Very truly yours,

Thad H. Westbrook

THW:sn
Enclosures

cc: Joseph Henry, Esquire
Nathaniel Roberson, Esquire
Andrew B. Walker, Esquire